

**KENTUCKY BOARD OF LICENSURE FOR MASSAGE THERAPY
REGULAR MEETING
MINUTES
August 8, 2005**

A regular meeting of the Kentucky Board of Licensure for Massage Therapy was held at the Division of Occupations and Professions, Frankfort, KY on August 8, 2005.

MEMBERS PRESENT

Theresa M. Crisler, Chair
Roger D. Russell, Vice Chair
Sharon K. Wood
Gerald H. Clemons
Patricia L. Sazy
Lisa D. Bozarth

ABSENT

None

OCCUPATIONS & PROFESSIONS STAFF

Wendy Satterly, Board Administrator
Dana Hockensmith, Board Administrator

OTHERS PRESENT

Ryan Halloran, Office of the Attorney General
Barbara Cook
Niki Munk
Betty Jo Metzinger
Bud Metzinger
Tommy Gossett
Marilyn Gossett
Denise M. Logsdon
Megan Lavery

Call to Order

Board Chair, Roger D. Russell, called the meeting to order at 9:10 a.m.

Oath of Office

Susan Ellis administered the Oath of Office to newly appointed Board members Lisa D. Bozarth and Sharon K. Wood. Mr. Russell welcomed them as members of the Board.

Approval of Minutes

Minutes of the June 27, 2005 special meeting were presented for the Board's review. A motion was made by Mr. Clemons to approve the minutes, as presented. Motion, seconded by Ms. Crisler, carried.

Approval of Financial Statement

The Board reviewed the financial statement indicating a balance of \$139,024.42 as of June 30, 2005. A motion was made by Mr. Clemons to accept the financial statement. Motion, seconded by Ms. Sazy, carried.

Director's Report

Ms. Satterly, in Mr. Parrish's absence, informed the Board that legislation was passed in the 2004 legislative session that would allow for an automatic extension of a license, permit or certification held by members of the Armed Forces deployed overseas, which would include those licensees eligible under the massage therapy licensing law.

Chair Report

Mr. Russell informed the Board that Kristy Kilcoyne had submitted her resignation as Board member, due to accepting an internship out of state. Also, with new Board member appointments to replace Judy Seeley and Barbara Cook, Mr. Russell stated that an election would need to be held to replace Barbara

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Cook as Vice Chair. He stated that the election would be held at the next meeting scheduled for Monday, September 12, 2005.

Complaint Review Committee

The Committee submitted for the Board review a complaint regarding the alleged practice by an individual without the proper credential from this Board. A motion was made by Ms. Crisler to defer the matter to the Complaints Committee and ask Mr. Parrish to contact the Attorney General's office regarding the services and costs of an investigator in the matter. Motion, seconded by Mr. Clemons, carried.

Application Review Committee

A motion was made by Mr. Clemons to approve 129 applicants as reviewed. Motion, seconded by Mr. Russell, carried. Applications deferred will be reviewed again at the August 18, 2005 application review committee meeting.

File #1 – A motion was made by Ms. Sazy to approve the application for license as a Massage Therapist. Motion, seconded by Ms. Crisler, carried.

File #2 – A motion was made by Ms. Sazy to deny the application for license as a Massage Therapist. Motion, seconded by Ms. Wood, carried.

File #3 – A motion was made by Ms. Sazy to defer the application for license as a Massage Therapist. Motion, seconded by Ms. Crisler, carried.

Old Business

The Chair expressed appreciation to Dave Nichols for his preliminary review of the regulations.

The Board reviewed the revision to the regulations as proposed by Dave Nicholas with the Administrative Regulations and Review Subcommittee. After discussion, the Board made the following motions:

A motion was made by Mr. Clemons to approve 201 KAR 42:010 as revised. Motion, seconded by Ms. Crisler, carried.

A motion was made by Ms. Sazy to approve 201 KAR 42:030 as revised. Motion, seconded by Mr. Clemons, carried.

A motion was made by Mr. Clemons to approve 201 KAR 42:040 with forms as revised. Motion, seconded by Ms. Crisler, carried.

A motion was made by Ms. Crisler to approve 201 KAR 42:050 with forms as revised. Motion, seconded by Ms. Sazy, carried.

After discussion of 201 KAR 42:060, Ms. Crisler and Ms. Sazy were in support of client documentation while Mr. Clemons, Ms. Bozarth and Ms. Wood were opposed. After further discussion, a motion was made by Mr. Clemons to defer action on 201 KAR 42:060 until the next meeting in order to allow

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written input from Megan Levy with the Kentucky Chapter of the American Massage Therapy Association. Motion, seconded by Ms. Wood, carried.

A motion was made by Ms. Sazy to approve 201 KAR 42:110 as revised. Motion, seconded by Mr. Clemons, carried.

The Board, by consensus, approved the draft Cease and Desist Letter to be sent to those applicants that had not sent in additional materials required by law in order to qualify for the "grandfather" provision.

New Business

Ms. Wood volunteered to be a member of the Complaint Committee while Ms. Bozarth volunteered to be a member of the Education Committee.

The Board reviewed a report by Ms. Seeley regarding Advanced Massage Therapeutics and owner Charles Watson. The Board referred the matter to the Application Review and Complaints Committee.

The Board reviewed correspondence from Angelia K. Killen regarding her refusal to provide her social security number on the application form for licensure as a Massage Therapist. The Board referred the matter to Ms. Mooney, Board Counsel for review.

The Board reviewed correspondence from Karen S. Whalen, Spencerian College regarding massage therapy programs of instruction. The Board referred the matter to Ms. Mooney, Board Counsel for review.

Correspondence was reviewed the Federation of State Massage Therapy Boards. After discussion, the Board deferred the matter for review at the next Board meeting.

Approval of Travel and Per Diem

A motion was made by Ms. Sazy to approve travel and per-diem for eligible members for today's meeting. The motion, seconded by Mr. Clemons, carried.

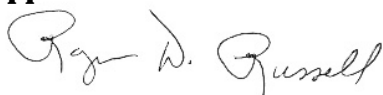
Adjournment

With all business completed, the meeting adjourned at 2:50 p.m.

Schedule Next Meeting

The next meeting of the Board is scheduled for September 12, 2005, at the Board office located at the Division of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky at 9:00 a.m.

Approved



Board Chair

